Intends to March Clear to the Great Lakes and Will Tolerate No French Opposition. Special Cable Despatch to THE SUR.

LONDON, Sept. 10 .- The news brought to Omdurman on Wednesday morning, reaching London to-day, that Fashoda had been occup ed by a European force has concentrated the keenest attention on the Anglo-French relations on the upper Nile. The question was bound to arise sooner or later and apparently it will demand a

settlement one way or the other in the very It is practically certain that the Europeans in Fashoda are Marchand's French expedition and they must have been there some little time to enable the report of their presence to reach Omdurman in time to permit the Khalifa's gunboat to go and return by Wednesday.

Capt. Macdonald was still at Uganda on May 27 and could scarcely be expected to arrive at Fashoda within three months. Assuming then, as we must, that this force is French, its immediate treatment will foreshadow the probable course of events between Great Britain and

A Khartoum despatch dated Sept. 4 said that five gunboats had proceeded up the White The importance of this was immediately grasped here. It is generally assumed that the gunboats have gone to join hands with Capt. Macdonaid and forestall England's rivals on the upper Nile. If this had been effected be-fore the question would have been much easier of solution on the basis that possession is nineteaths of the law.

A second Khartoum despatch, on Sept. 5, said that four gunboats had proceeded up the White Nile, one pursuing the Khalifa. One had returned and the others were again due at Khartoum. An Omdurman despatch of Sept. 7 said that a gunboat flotilla would go up the river as moon as possible.

Despite a certain amount of confusion, it is plain that one or two gunboats are already on the way to Fashoda, and that the rest are hastening thither in view of Wednesday's news. As Fashoda is nearly 400 miles south of Khartourn and navigation is considerably hindered by the sud, or heavy floating vegetation, it must be some time before news from there will be available.

In connection with this, it is perhaps significant that the Sirdar has already ordered all correspondents to Cairo, refusing them permission to go either to Fashoda or Kassala.

Meanwhile it is only possible to speculate as to what will happen there Great Britain long ago warned France that she would not tolerate any interference in the Nile Valley or with her march from Egypt to Uganda.

It has been suggested that Marchand's party may pose as a scientific expedition, thus avoiding immediate trouble it might otherwise incur on the spot. The Speciator puts the British imperialist view concisely;
"They must be bundled out of Fashoda with-

out further ceremony, and France must decide whether she cares to fight the matter out in the Channel."

It is never wise to talk too lightly of such a matter as a war between Great Britain and France, but considering the public opinion here that the Sirdar's gunboats are a part of the long settled British Nile policy the situation is decidedly piquant. Even Parls has found time from the consideration of the Dreyfus case to regard the possibilities. An inspired article in Eclair says that France will be obliged to go to the White Nile to secure a base for the expansion of her Congo-Mobangi colony. This will be legitimate expansion, for a part of the Congo is French, while Egypt is not a British colony. Figure, also, referring to England's desire for s continuous empire from Alexandria to the Cape, says that the sole remaining obstacle is Marchand, at Fashoda. M. Delcasse may be relied upon to unhold the rights France has acquired, and see that such a heroic performance as Marchand's shall not be thrown away.

THE KHALIFA'S GUNBOAT.

It Was Stoutly Attacked by the Europeans at Fashoda. Special Cable Despatch to THE SUN.

LONDON, Sept. 10 .- A despatch from Omdur man, dated Sept. 9, says that one of the Khalifa's gunboats returned to Omdurman from Fashoda, and, finding the Sirdar's troops occupying the former place, surrendered at once.

boat was sent to Fashoda a few days prior to the arrival of the Anglo-Egyptian troops at Omdurman in order to investigate the rumored occupation of that place by Europeans. They found that the report was true, Fashoda being occupied by a strong force of Europeans, who fired upon the gunboat and killed many of those on board, wounding a number of others.

They believe that the Europeans were French. and the builet holes in the hull of the gunboat are thought by experts at Omdurman to have been made by rifles of the pattern in use in the French army.

The Sirdar has refused to allow any newspaper correspondents to investigate the matter, and is ordering them all north to Cairo. Tomorrow, Sept. 10, the despatch says, the British troops will begin moving southward as fast as transport arrangements will allow. A British flotilla will start up the Nile as soon as Thousands of Dervish prisoners have been

examined by the military doctors, and 40 per cent. of them have enlisted in the Egyptian

CZAR'S PEACE PROPOSAL, General Belief That Nothing Practical Will

Come from It. Special Cable Despatch to THE SUN.

LONDON, Sept. 10.-The Czar's disarmament proposal has speedily become a minor subject of popular and official interest. The impression prevails in diplomatic circles that some sort of a conference will be held, if only for the purpose of testing Russian bona fides; but the best opinion coincides with that which Mr. Chamberlain is reported to have expressed on his arrival in New York, to the effect that nothing practical will result.

There has been some speculation for a day or two as to an alleged suggestion from the Czar that Alsace-Lorraine be made an independent buffer State. This may have been intended as a test of French susceptibilities. If so, it failed to bring any response.

BRITISH PACIFIC CABLES.

Reason to Believe That England Will Subsidire the New Boutes.

Special Cable Despatch to THE SUN. LONDON, Sept. 10.-It is expected here that Mr. Chamberlain, before returning home, will pay at least a flying visit to Ottawa, in order, among other things, to talk over the Pacific cable scheme. There is good reason to believe that the Coionial Minister has persuaded the Chancellor of the Exchequer to agree to provide money for a subsidy for all the British cable routes in the Pacific, and that an important announcement on the subject will be made early in the next session of the Commons. All the coionies have now agreed to share in gupplying the subsidy or to guarantee 3 per cent. upon the capital of the company or comcent. upon the capital of the company or com panies which may lay the cables.

THE DREYFUS CASE.

Gen. Zurlinden Wholly Opposed to Re opening It,

ecial Cable Despatch to Tax Sur PARTS, Sept. 10 .- Gen. Zurlinden. Minister of War, had a conference with Premier Brisson and M. Sarrien. Minister of Justice, to-day. After the conference be declared that he was absolutely opposed to a revision of the Dreyfus

A Correspondent Says They Are Hurting England All They Can.

Special Cable Deznatch to Tun Sun LONDON, Sept. 10.-The Globe publishes a story from one of its correspondents of French aggressiveness in southern China. The French Consuls have adopted an extremely overbearing attitude, and are dealing out information to the Chinese authorities to the effect that they are leaning upon a rotten prop if they trust to British protection. The whole policy of the French Government, the correspondent says, is more anti-English than it is anti-

The correspondent affirms that, should the construction of the Luhan railroad be sanctioned by the Chinese and the French allowed dominate the province of Szechuan, the very heart of China is lost to China. This, and nothing less, he adds, is the aim of the French

MINERALOGISTS AT SAYREVILLE.

They Study the Habitat of the Spear Pyrite's and the Humble Brick of Commerce NEW BRUNSWICK, N. J., Sept. 10 .- Mineralogists believe they have made an important dis-covery in the clay banks of Sayreville, near this city. A few days ago a party of them from New York and Philadelphia returned from the clay fields with the announcement that they had discovered spear pyrites of the marcasite variety imbedded in clay of either the cretaceous or the jurassic period. Spear pyrites are said to have been found only on the other side of the Atlantic, and mineralogists generally believed that they did not exist in America.

The excursion was conducted by the New York Mineralogical Club and the department York Mineralogical Club and the department of mineralogy of the Brooklyn Institute. A narty of Philadelphians came as invited guesta. The latter delegation arrived at 8:20, and while waiting for the New York club, which arrived at 10:35, made good use of its time examining the specimens in the Rutgers Mussum, When the New Yorkers arrived the entire party started for Sayreville by trolley under the guidance of John A. Manley of this city.

dity.

Mr. Manley knew of the existence of the spear pyrites, but until Monday had told no one of his discovery. When the party reached the clay banks he led them to the place where the odd specimens were found. The pyrites were all fine specimens although small. Even the tiniest of them have taken the form of a spear head. They are not really rare, for they are found in large quantities in England, Bohemia, and other European places, but are interesting, as they are said to be the first found in American soil.

Several other kinds of pyrites were found in Several other kinds of pyrites were found in the clay banks. The party also inspected the brickyards and watched the manufacture of brick, They reached this city at 6 in the evening.

A MISCELLANEOUS DEFENDANT.

Franz Muller Arrested Under Two Criminal Charges and Has Two Civil Suits Pending.

Franz Muller of 139 Leonard street, Jersey City, who is under ball to answer a charge of obtaining \$500 from Mrs. Mary Meyer, a widow, under false pretences, and who is also the defendant in a breach of promise suit for \$25,000 brought by Mrs. Meyer, was arrested yesterday on a charge of attempting to poison Mrs. Meyer and her daughter Louise. The complaint made by Mrs. Meyer alleges that Muller put some kind of poison in the food on Aug. 15, and she and her daughter ate of it and became very sick. Notwithstanding the legal complications in which they were involved, Mrs. Meyer kept house for Muller and Mrs. Meyer's daughter lives with them. Muller and Mrs. Meyer are said to have become acquainted through a matrimonial agency in this city. Muller, after he learned that the widow had \$500, agreed to marry her. She alleges that he got the \$500 from her for the purpose of furnishing the house and that he neither furnished the house nor kept his marriage agreement. Nor are these all the legal woes of Muller. His wife, who died in East New York on April 28, left him her property, which is valued at \$10,000, and cut off her two sons by a former husband with \$5 each. The sons are contesting the will. complaint made by Mrs. Meyer alleges that

MR. BELMONT'S CELEBRATION.

dore Perry and the Lake Eric Victory.

NEWPORT, R. I., Sept. 10.-To-day was the anniversary of the battle of Lake Erie, and Oliver H. P. Belmont held a celebration of his own in honor of his great-uncle, Commodore Oliver Hazard Perry. The Perry monument on the square was decorated, as was Belcourt, Mr. Belmont's villa. At noon the gun squad of the

Belmont's villa. At noon the gun squad of the Newport Artillery fired a national salute, and the soldiers were afterward entertained by Mr. and Mrs. Belmont.

This evening at Go'clock there was a cutter race in the harbor for a purse of \$100 in gold offered by Mr. Belmont. The competing crews were from the training station and the Old Colony shops. The latter won. The distance was two and a half miles with a turn. The Old Colony crew led from the start, and won by a length. The time was: Old Colony, 18 minutes 54 seconds: training station, 17 minutes I second. This is fast time for naval twelve-oar cutters. The officials of the race were: Referred, Lieutenant-Commander McLean, U. S. N.; Judges, Congressman M. Bull, Mayor P. J. Boyle, Postmaster D. E. Young, and F. P. Garretson.

DIDN'T PAY THE WAR TAX.

The First Arrest in New York for Violation of the New Law.

The first violator of the war tax law of 1898 arrested in this city is a young man named Charles Weimar. He was arrested yesterday because he had failed to pay the \$5 tax required by the law upon each of the five billiard and pool tables in his establishment at 571 Third avenue. When arraigned before United States Commissioner Alexander yesterday Weimar said that his business had been so dull during the summer that he had not duil during the summer that he had not been able to pay the tax. He stated also that he had been ill in a hospital for sometime. The Commissioner said that he would be obliged to hold him for the Grand Jury. At this juncture a man in the courtroom asked how much money would be required to settle the case. Assistant United States District Attorney Houghton said that the \$25 tax for the five tables. \$12.50 (the 50 per cent. penalty prescribed by the war tax law), and about \$18 for costs—amounting in all to about \$55.50—would cover the bill. The man, who it is said sold the tables to Welmar, paid the money and the prisoner was discharged.

SEGGED MONEY FOR THE SOLDIERS.

The " Rev." George A. Andrews Accused of

Swindling Patriotic Persons. BUZZARD's BAY, Mass., Sept. 10.-The "Rev." George A. Andrews has been held here in \$1,200 bail on a charge of obtaining money by false pretences. It is alleged that, representhimself as a Free Will Baptist minister with a pastorate at Newport, R. I., he collected from the villagers of Wood's Holl a considerable sum the villagers of Wood's Holla considerable sum of money ostensibly for sick soldiers who had returned from Cuba. At other times, it is al-leged, he soldieted money for home missionary work. By mistake he approached one man a second time for a second object, and this led to his arrest. The police have discovered since his arrest that he has no pastorate at Newport and that he served four years in State prison for firing a store at Essex in 1591.

RECEIVER WANTS \$300,000.

A Suit for That Sum to Be Brought Against Wallace C. Andrews of New York.

LOUISVILLE, Ky., Sept. 10.-Robert M. Kilgore, as receiver for the Kentucky and Cincinnati Fuel Gas Company, will file a suit on Monday in the Federal Circuit Court in the Southern District of New York against Wallace C. Andrews of New York for \$155,000, with inter-

Old Woman Killed by a Train at Dover, N. J. DOVER, N. J., Sept. 10.-A train due in Dover at 5:24 o'clock this afternoon struck and instantly killed Johanna Hanneke, aged 78, at the Morris street crossing of the Delaware, Lackawanna and Western Ballroad. The crosstacks wants and western failtoad. The crossing gates were down. When the engineer saw the old woman pass under the gates and start across the track he put on the brakes with such suddenness as to pitch many of the passengers from their seats. Mrs. Hanneke was the mother of Charles Hanneke, derrick boss at the Belaware, Lackawanna and Western car shops in this city.

PRENCH DOINGS IN SOUTH CHINA. NEW BRIGANDS IN SICILY.

NOTABLE EXPLOITS OF A BAND COM. MANDED BY A WOMAN.

Jane Gerace, 24 Years Old, Leads Them in the Most Audacious and Cruel Acts-Greatest Success of the Sardinian Police Is the Killing of the Bandit Corbeddu.

Special Cable Despatch to Tun Sun. LONDON, Sept. 10.—Sicily is excited over the exploits of a new band of brigands which started in business a few months ago. The Bicilians rather respect brigands, but this lot is far above the average in daring and enjoys the additional distinction of being commanded by a woman, Jane Gerace, aged 24 years. Jane loved Salvatore Battaglia, and as the gentleman refused to marry her she slew him. She was tried and acquitted. As might have been expected, some time afterward Jane had a little Francis Zita and was under the painful ne-cessity of blowing that genleman's brains out. She then retired to the mountains and formally took up a profession which she is clearly fitted

She and the men with her cover a pretty wide district, and their operations are marked by almost phenomenal audacity and reckless cruelty. The police have set innumerable traps for them, but Jane knows most things worth knowing concerning police traps. Probably Cupid will bring about her undoing. Jane cannot live without love, and all her followers have, it is said, been tried as lovers and found wanting.

On the whole, the brigands of Sicily are no having a good time of late. The police have been reorganized and put on their mettle, with the result that they have made a fair number of captures and have killed several bandits.

The conspicuous success of the year has been made in Sardinia, where the gendarmes have just had the satisfaction of killing the redoubtable chief Corbeddu, who for twenty years and more has been the terror of the Island. Corbeddu's record any brigand might be proud of. Twelve murders have been traced to his hands. The victims included six policemen. He had committed minor crimes innumerable, and for years there had been a standing offer by the Italian Government of 5,000 lire for his wicked body, dead or alive.

He was a tall villain, fat and strong. The

gendarmes always avoided close quarters with him. At the beginning of this week Corbeddu walked into an artful trap, and the gendarmes loaded him with lead from a safe range.

OLD FRIEND SUES MILHOLLAND.

Vainly Sought to Prevent Him Selling Tubu lar Dispatch Company Stock.

Justice Beekman in the Supreme Court has denied a motion made in behalf of Dr. Louis L. Seaman for an injunction to restrain John E. Milholland, formerly President of the Tubular Dispatch Company, from transferring or disposing of 1,000 shares of the capital stock of the company, to recover which he has brought an action.

Dr. Seaman and Mr. Milholland have been friends for years, their relations being "political, financial and social," according to Milholland. Dr. Seaman was a stockholder and director of the company, and its Vice-President from April 22, 1897, to Nov. 29, 1897, when he resigned. He says he was induced to become an officer of the company at the urgent request

resigned. He says he was induced to become an officer of the company at the urgent request of Milholland. Since his connection with the company he has devoted so much time to it that his practice has been almost abandoned. He says he was induced by Milholland to undertake the organization of the company, and to secure for it the rights, privileges and contracts which it now enjoys, and that it consideration of his accepting a post as an officer, and using his influence and giving his assistance to the work of the company. Milholland agreed to give him 500 shares of the capital stock, and an additional 500 shares for devising a scheme to raise \$600,000 when the company was in need of money. He says that this agreement has never been carried out.

Mr. Milholland relinguished the Presidence of the company last July, when Howard Gould took that office. He admits that he consulted with Dr. Seaman on different occasions with regard to the interests of the company and that they talked over plans for raising money for it, but he states that, while \$900,000 was raised by the sale of bonds, Dr. Seaman was not the originator of the scheme. Although it is admitted that Dr. Seaman did render service of some value to the company, while he was Vice-President, Mr. Milholland declares that he was never asked to abandon his profession for the sake of the company, and never rereceived any promise of stock in the concern for the services which he rendered or for whatever he did to further the interests of the enterprise.

THOSE STATEN ISLAND SHARKS.

Mr. Brown of Newark Catches Three Al-

WOODBRIDGE, N. J., Sept. 10.-Lawyer Wil-Boynton Beach, this week. His catch has con-sisted of three big flah weighing from 315 to 435 pounds each. Lawyer Brown is one of the biggest men in Jersey. He is 6 feet 3 inches in neight, and so broad across the shoulders that people turn and look at him as he passes. He is an ardent sportsman.

Last week a shark bit in half a fine weakfish which he was just about to lift into his boat after a pretty struggle with a light rod. Mr. Brown was angry, and vowed vengeance upon all sharks. Going to the city he purchased a shark hook, with chain and swivel attached. shark hook, with chain and swivel attached. He fastened the hook to a hank of braided sash cord and tiel a tin powder can to the end for a float. The hook was baited with a live weakfish and thrown overboard. In twenty minutes he had his first bite. The can was thrown overboard and the chase began. It led from the buoy at Sewaren down almost to Perth Amboy and back again to a point opposite Mauter's. There the fish gave up the fight and was towed up to Howard Tappan's boathouse by Tappan's naphtha launch. It was over eight feet in length and weighed 365 pounds. The next day Mr. Brown got two more sharks. The biggest one was over nine feet in length. He does not think that he cun rid Raritan Bay and the sound of the flends, but he hopes to have a lot more fun with them before the season ends.

JUDGE SCHATZ ON CIGARETTES.

He Issues a Proclamation to the School

MOUNT VERNON, N. Y., Sept. 10.-City Judge

Adam E. Schatz of Mount Vernon to-day issued a proclamation against the cigarette habit. He is determined to prevent the sale of cigarettes to boys under 16 years of age. Hereafter, he says, he will send boys to the county jail for fifty days if they are caught smoking eigarettes on the streets. At the close of court this morning the Judge notified the police to see that the law was enforced. If any complaint against a dealer for selling eigarettes to small boys is laid before him and proved, he says he will impose the full nenalty. Judge Schatz then prepared the following notice, which will be read in all the public schools of this city on Monday:

"The use of eigarettes is so dangerous to the brain and body that the Legislature of the State of New York passed a law making it a misdemeanor for a person under sixteen years of age to smoke eigarettes, eigars or tobacco in any form, and the effender may be punished by a fine of not less than \$2, and if the fine is not paid, by imprisonment in the county iall. I believe that many of the boys do not know that it is a breach of the law to smoke. I therefore give this notice as a warning that I shall order the arrest of every loy under sixteen years caught smoking, and if he is found suilty I shall punish such culprits severely by fine or imprisonment.

"City Judge of Mount Vernon." the police to see that the law was enforced. If

SETBACK FOR SUPT. ANDREWS,

The Bight of Unlimited Speech Denied Him

in the Chicago School Board. CHICAGO, Sept. 10.—The Committee on Rules of the Board of Education yesterday voted against the proposition to give Superintendent E. Benjamin Andrews a seat at board meetings and a voice in the deliberations of the body. Dr. Andrews requested this privilege. The request caused a heated discussion, but the Chairman was the only one in favor of granting it. The committee decided that Mr. Andrews should "be called on when his opinion is wanted."

New Yorkers Buying Mexican Theatres. GUADALAJABA, Mexico, Sept. 10 .- The Thea tre Principal of this city has been purchased by a New York city theatrical syndicate. The same syndicate is negotiating for the purchase of the principal theatres in the City of Mexico and Monterey.

NOTES OF LEGAL RYENTS.

Five Justices of the Supreme Court are to be elected in the First and Second judicial districts of this State at the general election in November next. The Supreme Court Justices whose terms expire this year are, in the First district: Boger A. Pryor, Joseph F. Daly, and William N. Cohen; in the Second district, Augustus Van Wyck and Jesse John-All are eligible for further terms except Judge Pryor, who will have attained the constitutional limitation of age at the end of the present year. There appears to be some doubt as to the renomination of Judge Daly by the Democrats, although his retention on the bench after so many years of satisfactory service would certainly be acceptable to the bar without distinction of party. Judge Cohen, who holds office by virtue of an appointment by the Governor, to fill a vacancy, is thought to be certain of one of the Republican nominadifference in regard to love's canon's with tions, with a likelihood of a Democratic indorsement if the season is favorable toward union in respect to judicial candidates. In the Second district, Judge Augustus Van Wyck, who is the Mayor's brother, has an excellent record on the bench which will insure him the Democratic nomination; and Judge Jesse Johnson, who was appointed by Gov. Black to succeed the late Judge William J. Osborne, is equally sure to be nominated by the Bepubli-

Assuming that each party in the Brooklyn district nominates the outgoing Supreme Court Justice belonging to that party, there is likely to be very active competition for the other judicial place on each ticket. Among those who desire to run with Judge Johnson rumor names Joseph A. Burr, formerly Corporation Counsel of Brooklyn: William C. Wallace, partner of Gen. Woodford and formerly Representative in Congress, and Charles H. Russell, formerly a State Senator from one of the Brooklyn districts. On the Democratic side we hear mention of Almet F. Jenks, who has been Corporation Counsel of the city of Brooklyn and is now Assistant Corporation Counsel in the borough, under the new regime; Thomas E. Pearsall, who can against Judge Gaynor a few years ago; and James D. Bell, who was Police Commissioner during one term of Mr. Chapin's administration as Mayor. The published statement that Mr. James C. Bergen of the firm of Bergen & Dykman, connsel to the bridge trustees, is an aspirant for this nomination is probably erroneous, as Mr. Bergen resides in the borough of Manhattan.

In making his appointments of referees under the new Bankruptcy act, thirteen in number, Judge Addison Brown of the United States District Court for the Southern dis-trict of New York has selected a number of representative lawyers and has not confined himself, as did Judge Thomas of the Eastern district, to members of one political party. Among the new official referees named here we notice Peter B. Olney, brother of Richard Oiney. Mr. Cleveland's Attorney-General; George C. Holt, formerly for many years the partner of the late Stephen P. Nash: John J. Townsend, late of the Corporation Counsel's office, and Ernest Hall, formerly Justice of the Marine Court of this city.

An exceptional exercise of equity jurisdiction is announced from Illinois, where the operation of a coal mine has been stopped by an injunction granted at the instance of the State authorities. It appears that the statute requires the observance of certain requirements as precautions against the outbreak of fires in collieries. These include the construction of an escapement shaft of prescribed dimensions and the employment of a "fire boss. The Secretary of the Bureau of State Labor Statistics brought suit against the proprietors of the Springside mine, near Taylorville, Ill., for violating this statute, and obtained the restraining order which we have men tioned. So much has been said about the employment of injunctions in hostility to the interests of organized labor that it is worth while to call attention to this instance of injunctive relief in their behalf.

An interesting discussion as to what constitutes proximate cause in the law of negligence is to be found in a recently published opinion of the Supreme Court of Massachusetts in the case of Stone vs. the Boston and Albany Railroad Company, which we find in the Northeastern Elleporter. The defend-ant's freight platform at Spencer had been used for the storage of oil, and a quantity of oil had been stored there for a longer period than the law permitted. Leaking oil had saturated the ground beneath. A teamster bringing goods to the railroad tossed a match under the platform after lighting his pipe The match ignited the oil, which set fire to liam M. Brown of Newark has had a lot of fun with the sharks in Staten Island Sound, off plaintiff's buildings across the street, which were destroyed. The court held that the rallroad company was not responsible for their destruction, although it was in fault keeping oil on the platform in deflance of the prohibition of the statute, and although the fire would probably have been less disastrous if the statutory command had been obeyed. The liability was declared to be dependent upon the question whether the starting of the fire by a third person was the natural and probable cause of the negligent act of the company in leaving the oil upon the platform. "According to the usual experience of mankind" asked the Court, "ought this result to have been apprehended?" and it answered the question as matter of law in the negative.

The Supreme Court of Indiana some time ago was called upon to determine whether an act of the Indiana Legislature passed in 1897 amending the act to provide for the incorporation of street railroad companies was or was not in violation of the Constitution of the State. The decision sustained the validity of the enactment. Upon a petition for a rehear-ing, it appeared that the Circuit Court of the United States and the United States Circuit Court of Appeals had decided the same question the other way and had held that the statuto was unconstitutional. Nevertheless, the Indiana Supreme Court has adhered to its original determination. No question arises under the Federal Constitution, and in construing their own State Constitution, the Indiana Judges very properly declare that they are not at liberty to disregard their own views because of the fact that they do not meet with the concurrence or approbation of any other court, however high, or any Judge, how ever eminent."

In this country it would be deemed a very remarkable occurrence for a Grand Jury to find an indictment against an accused person and accompany it with a written declaration of their regret that they felt compelled to indict him. This very thing, however, recently happened in the County of London Sessions. A civil service official who had been in the Post Office Department for thirty years was brought to trial in that court upon an indictment charging him with having obtained money by false pretences. It appeared that he had borrowed the money from the complainant at an exorbitant rate of interest and had repaid most of it before he became bankrupt He utterly denied the alleged false representations, and the jury believed his denial, for he was promptly acquitted. Thereupon the presiding Magistrate, Mr. Loveland Loveland. "read a presentment made by the Grand Jury who had found the indictment in the case, in which they expressed a strong feeling of sympathy in the case, and regretted that the technicalities of the law compelled them to find a true bill against him." Fortunately the trial jury found no such obstacle in the way of doing justice.

A mania for stealing violins is a queer form of criminal propensity. A man has lately been convicted in London of stealing seventeen violins worth upward of \$2,500, and it appeared that he had previously served terms of imprisonment for like offences. He took the riolins to Germany and offered some of them for sale to a dealer in Stuttgart, who at once recognized them as instruments which he himself had sold to the dealer from whom they were stolen by the defendant in England.

MARINE INTELLIGENCE.

MINIATURE ALMANAO THIS DAT. Sun rises... 5 87 | Sun sets. 6 10 | Moon rises 1 11 Host water—This DAY. Sandy Hook. 4 06 | Gov. Isl'd. 6 89 | Hell Gate. 6 81

Arrived-SATURDAY, Sept. 10.

Batoum, Ryder, London. Alsalia, Wards, Genos. Ardanrose, Smith, Masanzsa. Guyandutse. Dole, Norfolk. S. transport Mississippi, Goudle, Ponce. (For later arrivals see First Page.)

ARRIVED OUT He Lucania, from New York, at Liverpool.

SAILED PROM POSITION PORTS. a Fuerst Bismarck, from Southampton for New ork. Es La Normandie, from Havre for New York. Es Umbris, from Liverpool for New York. Es Massdam, from Rotterdam for New York.

SAILED FROM DOMESTIC PORTS Se Kanssa City, from Savannah for New York. OUTGOING STRAMSRIPS.

Sail Tuesday, Nept. 13.

Mails Closs.

Bainer Wilhelm der Grosse, 700 A M Pessel Statts Hremen 7 00 A M
Madians, St. Kitta 7 00 A M
Seminole, Charleston
Yew Orleans, New Orleans Sail Wednesday, Sept. 14 Majestic, Liverpool. 900 A M Westernland, Antwerp 1030 A M British Quen, Antwerp Catchis, Havana 100 F M Lydia, Tampieo 100 F M 8 00 P M Sail Thursday, Sept. 18.

Koenigin Luise, Braman... i 00 P M Due To-Day. Excier City ... Due Monday, Sept. 18. Glasgow

Due Tuesday, Sept. 18. orgian. poklyn City. ynland Port Limon... Shields trakhan ins Willem II. Port an Prince. St. Lucia.... New Orleans... Dus Wednesday, Sept. 14. Due Thursday, Sept. 15. ...Liverpool...... Bremen..... Hamburg....

Business Aotices.

Rheumatism radically cured in every case since 1881; Muscular, Gouty, Sciatic, Inflama atory, &c. FAMOUS PRE-ICE-PTION 100,384. Interna-75c. bet. Muller's Pharmacy, 74 University Place, N.X.

Due Friday, Sept. 16.

None but the purest distilled water is used in the manufacture of Carl H. Schultt's mineral waters, thus removing all danger of contamination.

DIED.

BENNING.-Suddenly, at Bridgewater, New York, on Tuesday, Sept. 6, Henry C. Benning of Brooklyn, in his 58d year.

Interment private. JARVIS.—At Cornwall-on-the-Hudson, on Sept. 8, 1898, Welcome S. Jarvis, in his 45th year. Relatives and friends are respectfully invited to attend the funeral services at his late residence, 187 Hancock street, Brooklyn, N. Y., on Monday evening at 8 o'clock. Interment at Greenwood.

RODGERS .- At Camp Wikoff, on Thursday, Sept. 8, J. Lansing Rodgers, Corporal, Company K. Seventy-first Regiment, New York volunte aged 25 years. Funeral from residence of Mr. Henry Bradley, 260

Ryerson st., Brooklyn, at 2:30 P. M., Sunday, Sept. 11. TROWBRIDGE,-Suddenly, on Saturday morning, Sept. 10, at his residence, 1 West 47th st., George Trowbridge, M. D., son of the late Amos H. Trowbridge, in the 44th year of his age. Funeral services will be held at the Brick Church, 5th av. and 37th st., on Tuesday morning, Sept

13, at 10 o'clock. THE STEPHEN MERRITT BURIAL CO., 241-248
West 23d st., New York.—Uniertakers, embalmers and funeral directors; prompt service day or night. Telephone No. 14-18th st.

THE RENSICO CEMETERY.—Private station, Har-lem Railroad; 48 minutes' ride from the Grand Central Depot. Office, 16 East 42d st.

Special Motices.

A SCHOOL FOR DELICATE AND BACKWARD BOYS. DR. WILLIAMSON'S SCHOOL, NEW LONDON, CONN., is devoted solely to the physical and mental training of such boys.

SEND FOR CIRCULARS AND REFERENCES.

EXHIBIT of Grand Rapids furniture
including everything for
Artistic Home Furnishing.
Floor Coverings, Becorations, Draperies, Corners and
Dens in Turkish, Moorish and Japanese.
Economy and Good Taste Combined.
Convenient Accounts Arranged.
HENRY MANNES & COMPANY,
155 and 157 West 34th 8t.
A Minute from Broadway.

24 West 23d Street. EXCLUSIVE MILLINERY.

AUTUMN OPENING

TUESDAY, September 13. WEDNESDAY, September 14.

Grand Exhibition

Foreign & Domestic

24 West 23d Street. Fulton St. and Eim Place, Brooklyn. 10 Rue Sainte Cecile, Paris.

B. Altman & Co.

Are now showing early Pall Importations of Decorative and Upholstery stuffs, comprising a large variety of Satin Damasks, Broches, Lampas, Livonies, Louveciennes, Wool Tapestries, etc., also Fabrics for Oriental and Cosey Corners.

PORTIERES of Jute Velour, Silk Damask, Tapestry, Embroidered Velours and in Oriental effects.

LACE CURTAINS-Renaissance, Point Arabe, Brussels and Irish Point; also a variety of Point Arabe and Renaissance Laces for Sash and Vestibule Curtains to order.

Will offer on Monday, September 12th, Drapery Fabrics and Furniture Coverings, at \$1.35 and \$1.90 Per Yard. Former Prices, \$2.90 to \$4.75

Cushion Tops of Tapestry, Satin Damask, Velour and In Oriental effects, at . . 25° 45° and 75°

RUG DEPARTMENT.

ORIENTAL RUGS, comprising Ghendjes, Daghestans and Kazaks, in various designs, will be offered on Monday, September 12th, as follows:

100 Ghendjes, sizes about 3 feet wide, by 4 feet 6

100 Daghestans, sizes 3 to 3 feet 6 inches wide, by 4 feet

6 inches to 5 feet 6 inches long, each, . . \$9.60

100 Kazaks, sizes 3 feet 6 inches to 4 feet 3 inches wide, by 6 to 8 feet long, each, . . . \$11.75

B. Altman & Co.

BLANKETS.

MONDAY, SEPT. 12th. 11-4 Blankets for Double Beds \$3.90 & \$5.40 per pair,

Original Prices \$5.00 & \$7.00 12-4 and 13-4 Blankets, extra large, per pair,

\$6.00 & \$6.90 Original Prices \$8.00 & \$9.00 And have also a variety

of Silk, Satin and Sateen

Down Comfortables.

B. Altman & Co.

COLORED DRESS GOODS.

Early Importations of French Dress Fabrics for Fall will be shown on Monday, September 12th, among which are Satin Velours, Ottoman Crepes, Epingline Damasse, Drap de Soie, Velvet Raye, Eolienne Travers; also a large variety of Scotch and English Cheviots, Broadcloths and Venetians

B. Altman & Co.

BLACK DRESS GOODS.

Silk and Wool Imported Novelties and Plain Tailor Cloths for Fall and Winter wear, are now shown.

MONDAY, SEPT. 12th.

2,500 Yards Black Costume Cheviot (shrunk and sponged), at

58^{C.} Per Yard.

or the state of

B. Altman & Co.

LADIES'

Early Fall styles of Ladies' Cloth and Velour Capes; also Cloth Coats for Walking, Driving and Golf wear.

CLOAK DEPT.

MISSES' DEP'T.

able for School wear.

Fall styles in Suits, Separate Skirts, Waists, Reefers, Jackets and Cloaks, suit-

Eighteenth Street, Pineteenth Street and Sixth Hvenue.

HIS WHITE SWEETHEART WAVERS, But Martin Hamilton Hopes Still to Lead Her to the Altar.

for Tailor Gowns.

Commissioner of Immigration Fitchie has almost abandoned hope of inducing Maggie Wood, the young Scotch woman who arrived here on Thursday, not to marry her black American lover, Martin Hamilton. Maggie was taken through the negro quarter of the Tenderioin on Friday by an immigration inspector, so she might get a cienreonception of how the blacks live and the extent of their isolation from the whites. She was nearly ready yester-day to give up her intention of marrying Mar-tin, but his appearance at the Barge Office tin, but his appearance at the Barge Office with his lawyer, T. Thomas Fortune, put an end to her irresolution.

Mr. Fortune's strong plea to the Special Board of Inquiry for Martin and the young woman influenced her so forcefully that she declared that she would marry Martin or no one. The case was adjourned until Monday, when, it is thought, the Commissioner will be compelled to let the young woman marry Martin. Meanwhile the Presbyterian dominie who has been talking with Maggie will again try his persuasive powers on her.

SUSPECTED OF ROBBING A CHURCH. Sexton Caught a Boy Squeering Into a Base-

James McKenzie, the sexton of the Throop Avenue Presbyterian Church, Brookiyn, learned a week ago that church property was being sarried off systematically. Many cooks from the library were missing, as well as iron and lead pipe which had been piled up in the cellar. He kept watch, and on Friday night caught Henry Mayer of 634 Central avenue, a 15-year-Henry Mayer of 634 Central avenue, a 15-yearold boy, squeezing himself through a small
opening in the Throop avenue side into the
basement of the church.
Mickenzie turned the boy over to a policeman.
The boy denied he had ever stolen anything
from the church. He said that older boys,
whose names he didn't know, were the thieves.
Mayer was held on a technical charge of vagrancy, and later the police icarned he had run
away from home a week ago. He was arraigned resterday in the Lee Avenue Police
Court and committed to jail pending a hearing
on Tuesday. Our American Homes and How to Furnish Them."

Horner's Furniture. FALL EXHIBIT.

No such magnificent array of Furni-

ture has ever been shown in America as that now presented in our Fall exhibit. Nowhere can equal choice or equal values in fine Furniture be found. Latest designs in Dining Room, Bedroom, Parlor, Drawing Room, Library

and Hall Furniture. Styles to suit every taste and prices to suit every purse, with the crowning satisfaction of knowing that whatever may be selected it will be the very best in the

market for the money. Visitors to New York are cordially invited to examine our stock and plain-

figure prices. R.J. HORNER & CO.

Furniture Makers and Importers. 61, 63, 65 West 23d Street. (Adjoining Eden Musee.)

Newport Social Doings.

NEWPORT, R. I., Sept. 10.-A dance was given to-night at the Golf Club by Mrs. Henry T. Bloane. Her guests numbered about fifty. A dinner was given on board the ateam racht Nourmahai to-night by Mrs. John Jacob Astor and a luncheon was given this afternoon on the steam yacht Narada by Henry Walters. Mrs. Lyman C. Josephs gave a juncheon this after-noon and this evening dinnels were given by Lispensid Stewart, Mrs. Harold Brown, Mrs. E. J. Berwin and Mrs. Calvin S. Brice.